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## AIPLA

# Report of the Economic Survey

2007

Prepared Under Direction of Law Practice Management Committee

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## REPORT OF THE **ECONOMIC SURVEY** 2007

PREPARED UNDER DIRECTION OF THE **AMERICAN INTELLECTUAL PROPERTY LAW ASSOCIATION** LAW PRACTICE MANAGEMENT COMMITTEE

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#### Litigation-Patent Infringement Less than \$1M at risk--End of Discovery (000s) (Q36a)

	<u>-</u>	Location													
	Total	Boston CMSA	NYC CMSA	Phila CMSA	Wash, DC CMSA	Other East	Metro South- east	Other South- east	Chicago CMSA	Minne St. Paul PMSA	Other Central	Texas	L.A. CMSA	S.F. CMSA	Other West
Number of Respondents	348	21	27	18	38	12	16	12	24	8	63	32	19	19	36
Mean (Average)	\$461	\$687	\$595	\$546	\$438	\$436	\$471	\$327	\$550	\$606	\$378	\$521	\$391	\$429	\$314
First Quartile 25%	\$200	\$225	\$200	\$119	\$188	\$258	\$313	\$194	\$200	\$500	\$200	\$250	\$150	\$150	\$163
Median (Midpoint)	\$350	\$500	\$350	\$350	\$300	\$350	\$425	\$300	\$375	\$550	\$250	\$450	\$400	\$300	\$300
Third Quartile 75%	\$500	\$850	\$750	\$575	\$500	\$688	\$613	\$400	\$713	\$713	\$400	\$725	\$600	\$500	\$400

#### Litigation-Patent Infringement Less than \$1M at risk--inclusive, all costs (000s) (Q36b)

	Location														
	Total	Boston CMSA	NYC CMSA	Phila CMSA	Wash, DC CMSA	Other East	Metro South- east	Other South- east	Chicago CMSA	Minne St. Paul PMSA	Other Central	Texas	L.A. CMSA	S.F. CMSA	Other West
Number of Respondents	341	19	28	16	37	12	15	12	24	7	61	31	19	21	36
Mean (Average)	\$767	\$964	\$1,107	\$603	\$786	\$645	\$882	\$523	\$726	\$1,043	\$598	\$958	\$665	\$964	\$576
First Quartile 25%	\$380	\$500	\$425	\$256	\$350	\$425	\$600	\$294	\$306	\$800	\$338	\$500	\$250	\$450	\$300
Median (Midpoint)	\$600	\$750	\$675	\$550	\$500	\$500	\$750	\$450	\$625	\$1,000	\$500	\$750	\$750	\$600	\$500
Third Quartile 75%	\$1,000	\$1,250	\$1,500	\$850	\$1,125	\$900	\$1,000	\$688	\$1,000	\$1,000	\$643	\$1,000	\$1,000	\$1,625	\$738

#### Litigation-Patent Infringement \$1-\$25M at risk--End of Discovery (000s) (Q36c)

		Location													
	Total	Boston CMSA	NYC CMSA	Phila CMSA	Wash, DC CMSA	Other East	Metro South- east	Other South- east	Chicago CMSA	Minne St. Paul PMSA	Other Central	Texas	L.A. CMSA	S.F. CMSA	Other West
Number of Respondents	450	29	35	18	48	19	19	14	39	15	69	41	27	33	39
Mean (Average)	\$1,589	\$1,888	\$2,021	\$1,483	\$1,630	\$2,008	\$1,717	\$1,452	\$1,691	\$2,233	\$759	\$1,824	\$1,623	\$1,732	\$1,351
First Quartile 25%	\$700	\$900	\$1,000	\$250	\$750	\$600	\$880	\$575	\$1,150	\$1,500	\$400	\$1,000	\$500	\$775	\$650
Median (Midpoint)	\$1,250	\$1,750	\$2,000	\$1,625	\$1,000	\$1,000	\$1,500	\$875	\$1,500	\$2,000	\$600	\$1,500	\$1,250	\$1,500	\$1,000
Third Quartile 75%	\$2,000	\$3,000	\$3,000	\$2,500	\$2,000	\$3,000	\$2,000	\$2,125	\$2,300	\$3,000	\$1,000	\$2,750	\$2,500	\$2,250	\$2,000

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#### Total Costs: Litigation-Patent Infringement by Location

#### Litigation-Patent Infringement \$1-\$25M at risk--Inclusive, all costs (000s) (Q36d)

								Loca	ition					<del></del>	
	Total	Boston CMSA	NYC CMSA	Phila CMSA	Wash, DC CMSA	Other East	Metro South- east	Other South- east	Chicago CMSA	Minne St. Paul PMSA	Other Central	Texas	L.A. CMSA	S.F. CMSA	Other West
Number of Respondents	446	29	38	18	47	17	20	12	37	14	69	40	26	36	39
Mean (Average)	\$2,645	\$3,066	\$3,354	\$2,582	\$2,863	\$2,803	\$2,985	\$2,104	\$2,515	\$3,114	\$1,467	\$3,014	\$2,823	\$3,133	\$2,378
First Quartile 25%	\$1,250	\$2,000	\$2,000	\$500	\$1,500	\$780	\$1,625	\$850	\$1,875	\$1,850	\$775	\$1,650	\$1,475	\$2,000	\$850
Median (Midpoint)	\$2,500	\$2,750	\$3,250	\$2,750	\$2,000	\$2,000	\$3,000	\$1,375	\$2,500	\$2,750	\$1,250	\$3,000	\$2,650	\$3,000	\$2,000
Third Quartile 75%	\$3,500	\$4,000	\$4,438	\$4,000	\$3,500	\$5,500	\$3,563	\$3,375	\$3,000	\$4,250	\$2,000	\$4,000	\$3,625	\$4,000	\$3,000

#### Litigation-Patent Infringement Greater than \$25M at risk--End of Discovery (000s) (Q36e)

								Loca	ition						
	Total	Boston CMSA	NYC CMSA	Phila CMSA	Wash, DC CMSA	Other East	Metro South- east	Other South- east	Chicago CMSA	Minne St. Paul PMSA	Other Central	Texas	L.A. CMSA	S.F. CMSA	Other West
Number of Respondents	415	31	37	14	48	14	18	9	34	13	59	41	18	38	36
Mean (Average)	\$3,340	\$3,337	\$4,189	\$3,154	\$3,454	\$3,929	\$3,903	\$2,744	\$3,424	\$3,654	\$1,853	\$3,104	\$3,594	\$4,209	\$3,410
First Quartile 25%	\$1,500	\$1,500	\$2,500	\$688	\$2,000	\$1,825	\$1,563	\$1,000	\$2,000	\$2,000	\$700	\$1,500	\$2,000	\$2,500	\$1,500
Median (Midpoint)	\$3,000	\$3,000	\$4,000	\$3,200	\$3,500	\$2,250	\$3,750	\$1,500	\$3,000	\$3,000	\$1,250	\$2,500	\$3,000	\$4,000	\$3,000
Third Quartile 75%	\$4,500	\$5,000	\$5,000	\$3,650	\$4,375	\$5,250	\$5,125	\$3,750	\$4,000	\$4,000	\$3,000	\$4,500	\$5,000	\$5,000	\$4,875

#### Litigation-Patent Infringement Greater than \$25M at risk--Inclusive, all costs (000s) (Q36f)

·		Location														
	Total	Boston CMSA	NYC CMSA	Phila CMSA	Wash, DC CMSA	Other East	Metro South- east	Other South- east	Chicago CMSA	Minne St, Paul PMSA	Other Central	Texas	L.A. CMSA	S.F. CMSA	Other West	
Number of Respondents	419	31	35	15	47	15	21	8	32	12	60	40	18	42	38	
Mean (Average)	\$5,499	\$5,410	\$6,586	\$5,228	\$5,767	\$6,960	\$6,631	\$4,163	\$5,267	\$5,435	\$3,690	\$5,014	\$5,903	\$6,480	\$5,791	
First Quartile 25%	\$3,000	\$3,500	\$5,000	\$1,225	\$4,500	\$2,750	\$3,500	\$2,000	\$3,063	\$2,875	\$1,500	\$2,550	\$4,000	\$4,000	\$3,000	
Median (Midpoint)	\$5,000	\$5,000	\$6,000	\$5,000	\$5,000	\$4,000	\$6,000	\$2,500	\$4,500	\$5,000	\$3,000	\$5,000	\$5,000	\$6,000	\$5,000	
Third Quartile 75%	\$7,000	\$7,000	\$7,500	\$7,000	\$7,000	\$10,000	\$7,750	\$6,500	\$6,750	\$7,000	\$5,000	\$7,000	\$7,625	\$7,850	\$7,475	